

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION

MICHAEL CAPP

VS.

JO ANNE B. BARNHART, COMMISSIONER
OF SOCIAL SECURITY

§
§
§
§
§
§

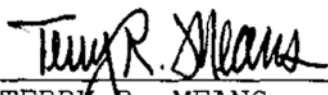
CIVIL ACTION NO.4:05-CV-001-Y

ORDER ADOPTING MAGISTRATE JUDGE'S
FINDINGS, CONCLUSIONS, AND RECOMMENDATION

On November 2, 2005, the United States Magistrate Judge issued his findings, conclusions, and recommendation in the above-styled and numbered cause ("the findings"). An order issued that same day gave all parties until November 23 to serve and file with the Court written objections to the findings. Plaintiff has not filed any objections. Thus, in accordance with 28 U.S.C. § 636(b)(1), *de novo* review is not required. Nevertheless, the Court has reviewed the findings for plain error and has found none. After consideration of this matter, the Court finds that the findings should be and are hereby ADOPTED as the findings and conclusions of this Court.

It is, therefore, ORDERED that the decision of the Commissioner is AFFIRMED.

SIGNED November 29, 2005.



TERRY R. MEANS
UNITED STATES DISTRICT JUDGE

TRM/ah